



# **BOARD OF COUNTY COMMISSIONERS SHELBY COUNTY, TENNESSEE**

## **A G E N D A**

**October 24, 2005**

*Commissioner Tom Moss, Chairman  
Commissioner Joe Ford, Chairman Pro Tempore  
Commissioner Marilyn Loeffel  
Commissioner George Flinn  
Commissioner John Willingham  
Commissioner Walter Bailey, Jr.  
Commissioner Julian T. Bolton*

*Commissioner Deidre Malone  
Commissioner Michael Hooks  
Commissioner Cleo Kirk  
Commissioner Joyce Avery  
Commissioner David Lillard  
Commissioner Bruce Thompson*

**1:30 P.M.**

**COMMISSION CONVENES**

**CALL TO ORDER**

**Deputy Sheriff Ricky Jackson**

**INVOCATION**

**Reverend James Lewis, Pastor  
Carriage Hills Baptist Church**

**PLEDGE OF ALLEGIANCE**

**ROLL CALL**

### **Approval of Minutes of Previous Sessions**

**LILLARD  
ADOPTED**

**October 10, 2005**

## **C O N S E N T   A G E N D A**

### **Resolutions of Memorial, Sympathy and Commendation**

**LOEFFEL  
ADOPTED**

- 1. Resolution honoring Memphis Union Mission for sixty years of ministry to the Mid-South.**

**HOOKS**

**2.**

**Resolution in honor of Mr. Dean A. Davis, community**

**FORD  
APPROVED**

3. **ORDINANCE – FIRST READING** – An ordinance to amend Shelby County Code of Ordinances, Chapter 2, Article II, Division 2, entitled “Department of Purchasing; Sales; Contracts,” to add new Section 2-58 relative to the initiation of requests for proposals by County Commissioners.

**Zoning and Subdivisions**

**Reports and/or Resolutions of Standing Committees**

**LOEFFEL  
ADOPTED**

4. Resolution rescinding the sale of four delinquent tax parcels from Tax Sale(s) 83.1, 94.3, 94.4, and 97.4 pursuant to the provisions of the Tennessee Code Annotated, Section 67-5-2507.

**LOEFFEL  
ADOPTED**

5. Resolution to appropriate \$51,500.00 to Memphis Networx LLC for annual broadband and internet services for FY 2005/2006 per terms of an existing contract between Shelby County Government and Memphis Networx LLC, and to approve future year payments per the terms of the contract subject to annual approval of budgeted funds by the Shelby County Board of Commissioners.

**LILLARD  
ADOPTED**

6. Resolution to abandon a portion of a five (5) foot wide dedicated utility easement located along the northeasterly line of Lot 9, Bazemore Valley Subdivision, and to authorize the Mayor to execute a Quit Claim Deed releasing said portion of easement to Douglas R. Meyne and wife, Valerie A. Meyne.

**LILLARD  
(DEFERRED  
TO 11/07/05)**

7. Resolution establishing a limited program to maintain county owned properties in the New Chicago neighborhood of Memphis and Shelby County.

**THOMPSON  
ADOPTED**

8. Resolution approving a contract with Conaway Brown, Inc. in an amount of \$50,000.00 for professional consultant services for the District Attorney General's office for the Deterring Violent Gun Crime Program.

**THOMPSON  
ADOPTED**

9. Resolution to authorize the office of the District Attorney General to accept \$65,028.00 in the FY 2006 Project Safe Neighborhoods Program from the Bureau of Justice

THOMPSON  
ADOPTED

11. Resolution setting bond for Probate Court Public Administrator and authorizing the Shelby County Mayor and Division of Finance to pay premium.

THOMPSON  
ADOPTED

12. Resolution to approve acceptance of a grant from the U.S. Department of Justice to the Shelby County Government under the Urban High Crime Neighborhood Initiative in the amount of \$100,000.00 for the continuation of the Crime Victims Center's "Linking Neighborhoods to Comprehensive Service Programs" and to amend the FY 2006 Operating Budget.

WILLINGHAM  
ADOPTED

13. Resolution to approve amended Service Level Agreement with Accenture LLP for annual maintenance and support of the Election System Manager software and to provide updates of software version releases and Help Desk services in the amount of \$94,900.00 for FY 2005/2006 and to amend the FY 2005/2006 Operating Budget.

THOMPSON  
ADOPTED

CONSENT AGENDA

## ***REGULAR AGENDA***

### **Elections, Appointments, and Confirmations**

FORD  
ADOPTED

14. Resolution approving the County Mayor's nomination of David D. McCray for appointment to the Memphis and Shelby County *Groundwater Control Board*.

FORD  
ADOPTED

15. Resolution approving the County Mayor's nomination of Eddie F. Carter, Jr., John S. Shepherd and Roland P. Taylor for reappointment to the Memphis and Shelby County *Board of Adjustment*.

FORD  
ADOPTED

16. Resolution approving the appointment of three employee members of the *Unified Personnel Policy Committee (UPPC)*.

### **Ordinances**

**REQUEST:** Taking property out of the Agricultural (AG) Use District and including it in the Single Family Residential (R-S15) Use District

**Memphis and Shelby County Office of Planning and Development recommendation:**  
**APPROVAL**

**Memphis and Shelby County Land Use Control Board recommendation:**  
**APPROVAL**

(Notice of public hearing published in the Daily News Friday, September 30, 2005.)

**LOEFFEL  
ADOPTED**

**18. CASE NO. P.D. 05-313 CC (RECONSIDERATION)**

**APPLICANT:** Auto Nation, Inc.

**LOCATION:** Southeast corner of Hacks Cross Road and Bill Morris Parkway

**REQUEST:** Commercial planned development to permit an automobile dealership

**Memphis and Shelby County Office of Planning and Development recommendation:**  
**REJECTION**

**Memphis and Shelby County Land Use Control Board recommendation:**  
**REJECTION**

(Notice of public hearing published in the Daily News on Friday, August 12, 2005, and republished in the Daily News, on Friday, October 14, 2005).

**LOEFFEL  
(DEFERRED  
TO 05/08/06)**

**19. CASE NO. Z 05-112 CC (RECONSIDERATION)**

**APPLICANT:** Patton & Price

**LOCATION:** Southwest corner of Billy Maher Road and Rennslaer Drive

**REQUEST:** Single Family Residential (R-S8) District

**Memphis and Shelby County Office of Planning and Development recommendation:**  
**APPROVAL**

**Memphis and Shelby County Land Use Control Board**

**LOEFFEL  
AS AMENDED  
FAILED**

20. **CASE NO. P.D. 05-325 CC**  
**APPLICANT:** Tommy Thompson
- LOCATION:** Southeast corner of New Dexter Road  
and Dexter Lane
- REQUEST:** Mixed use planned development:  
Parcel A – 28 Residential lots  
Parcel B – Commercial uses
- Memphis and Shelby County Office of Planning and  
Development recommendation:**  
**APPROVAL WITH CONDITIONS**
- Memphis and Shelby County Land Use Control Board  
recommendation:**  
**APPROVAL WITH CONDITIONS**
- (Notice of public hearing published in the Daily News on  
Friday, October 14, 2005.)

**LOEFFEL  
(DEFERRED  
TO 11/07/05)**

21. **CASE NO. P.D. 05-345 CC**  
**APPLICANT:** Grey's Hollow, LLC
- LOCATION:** Southeast corner of Walnut Grove  
Road and Bazeberry Road
- REQUEST:** Mixed use planned development  
consisting of residential, office and  
commercial uses within the Plan
- Memphis and Shelby County Office of Planning and  
Development recommendation:**  
**APPROVAL WITH CONDITIONS**
- Memphis and Shelby County Land Use Control Board  
recommendation:**  
**APPROVAL WITH CONDITIONS**
- (Notice of public hearing published in the Daily News on  
Friday, October 14, 2005.)

**Reports and/or Resolutions for Standing Committees**

**LOEFFEL  
ADOPTED**

22. Resolution authorizing the Memphis-Shelby County  
Airport Authority to issue a series of Airport Revenue  
Refunding Bonds in the principal amount of not to  
exceed \$250,000,000.00 to refund certain outstanding  
bonds of the authority.

**(DEFERRED  
TO 11/07/05)**

**Memphis Arena Public Building Authority of Memphis and Shelby County from swap proceeds custodial account for settlement of legal claims and payment of administrative expenses.**

**Announcements/Statements**

**Adjournment**

**WILLINGHAM  
ADOPTED**

- 25. Resolution of Adjournment to November 7, 2005, at 1:30 p.m.**

**[For questions regarding the Agenda, please call Steve Summerall at 545-4301.]**